

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 97-234-C - ORDER NO. 97-1037
DECEMBER 9, 1997

IN RE: Chris Bone, <u>et al.</u> ,)	ORDER
)	DENYING
Complainants/Petitioners,)	MOTION
)	
vs.)	
)	
Horry Telephone Cooperative, Inc.)	
and AT&T Communications of the)	
Southern States, Inc.,)	
)	
Defendants/Respondents.)	
)	
)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion for an Order Rescinding the Commission's Order Dismissing the Petitioner's Complaint, filed by the Attorney for the Petitioner Chris Bone, et al. AT&T Communications of the Southern States, Inc. filed a Reply.

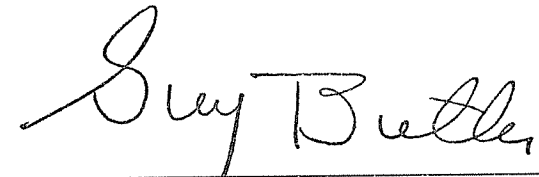
Unfortunately, this Motion appears to be merely an attempt to do an "end run" around our reconsideration/rehearing procedure, found in S.C. Code Ann. Section 58-9-1200 (1976). In this case, Petitioner attempted to serve a request for a rehearing/reconsideration of our Order dismissing his complaint after the statutory ten-day period for filing such a request had run. The document was properly returned to the Petitioner as

being filed out-of-time.

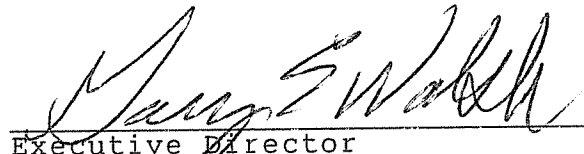
The latest Motion for Rescission is simply an attempt to avoid the fact that the request for reconsideration/rehearing was filed in an untimely manner, despite the different terminology used in the new Motion itself. Accordingly, said Motion must be denied.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Deputy Executive Director
(SEAL)